IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 16TH OCTOBER 2007 / 24TH ASWINA 1929

WP(C).No. 30036 of 2007(A)

PETITIONER:

MATTANNUR HIGH SCHOOL SOCIETY,
MATTANNUR, REPRESENTED BY ITS SECRETARY,
SRI.A.V.KESAVAN NAMBISAN
S/O. KUNHIRAMAN NAMBISAN, AGED 78 YEARS,
RETD. HEAD MASTER, KOLARI AMSOM,
KALLOOR DESOM, THALASSERY TALUK.

BY ADV. SRI.K.V.PAVITHRAN

RESPONDENTS:

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1. THE REGISTRATION INSPECTOR GENERAL
THIRUVANANTHAPURAM.

2. THE DISTRICT REGISTRAR (GENERAL)
KANNUR, THALASSERI P.O.

BY GOVT. PLEADER MR. I.V. PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C)No.30036 OF 2007 - A
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Dated this the 16th October, 2007

J U D G M E N T

Ext. P1 is an application made by the petitioner for revised constitution of the Society. Initially the respondents had taken a stand that change of name of the Society is not permissible and the alteration of the objects alone is permissible. However, that objection is not available to the respondents now in view of the position as laid down by this Court in Ext. P4 judgment wherein it has been held that change of name is also permissible.

2. The present complaint of the writ petitioner is that even thereafter the matter has been kept pending by the 2nd respondent. According to the learned counsel, there is no reason for the inordinate delay in view of the clarification of the legal position as per Ext. P4 judgment.

3. I find considerable merit in the submission made by the learned counsel for the writ petitioner. A reading of Ext. P4 shows that this Court has made it

clear that there is nothing wrong in the Society taking steps to give a suitable name to the Society which would be in tune with its objects. In view of this, there is no need for further clarification from the 1st respondent.

3. Therefore, the 2nd respondent is directed to pass final orders on Ext. P1 application taking into account the legal position as clarified by this Court. This, the 2nd respondent shall do within one month from the date of receipt of a copy of this judgment.

Writ petition is disposed of as above.

ANTONY DOMINIC,
JUDGE

jan/-